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January 16, 1997

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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

BY HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

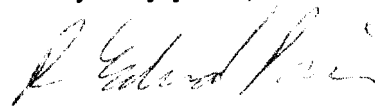
Re: Implementation of the Pay Telephone Reclassification and Compensation
Provisions of the Telecommunications Act of 1996
CC Docket No. 96-128

Dear Mr. Caton:

Transmitted herewith, on behalf of TDS Telecommunications Corporation, is its original Petition for Waiver of the intrastate tariff filing deadline imposed in paragraph 163 of the Order on Reconsideration in the above-referenced proceeding. Five copies of this petition were inadvertently filed yesterday, January 15, 1997, rather than the original and four copies.

If there are any questions concerning this matter, please contact me.

Very truly yours,



R. Edward Price

Enclosure

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JAN 16 1997

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)	
)	
Implementation of the)	CC Docket No. 96-128
Pay Telephone Reclassification)	
and Compensation Provisions of the)	
Telecommunications Act of 1996)	
)	
Policies and Rules Concerning)	CC Docket No. 91-35
Operator Service Access and)	
Pay Telephone Compensation)	
)	
Petition of the Public Telephone)	
Council to Treat Bell Operating Company)	
Payphones as Customer Premises Equipment)	
)	
Petition of Oncor Communications)	
Requesting Compensation for)	
Competitive Payphone Premises)	
Owners and Presubscribed Operator)	
Services Providers)	
)	
Petition of the California Payphone)	
Association to Amend and Clarify)	
Section 68.2(a) of the Commission's Rules)	
)	
Amendment of Section 69.2(m))	
and (ee) of the Commission's Rules)	
to Include Independent Public)	
Payphones Within the "Public)	
Telephone" Exemption from End User)	
Common Line Access Charges)	

PETITION FOR WAIVER

TDS Telecommunications Corporation ("TDS Telecom"), by its attorneys and on behalf of several of its local exchange carrier ("LEC") subsidiaries,¹ hereby petitions the

¹ The LEC subsidiaries on behalf of which TDS Telecom is filing the instant Petition for Waiver are listed in Attachment 1 hereto.

Commission for a temporary waiver of the section of paragraph 163 of the Order on Reconsideration, in the above-captioned proceeding, establishing a deadline and requiring LECs to file revised intrastate tariffs for basic payphone services and unbundled functionalities in their intrastate jurisdictions.²

In its Report and Order in the above-captioned proceeding, the Commission adopted rules requiring the removal of payphone cost recovery charges from regulated interstate and intrastate rate structures.³ To this end, the Report and Order requires LECs to file revised CCL tariffs with the FCC's Common Carrier Bureau no later than January 15, 1997, with an effective date no later than April 15, 1997. The Report and Order also requires that revised intrastate rates must be effective no later than April 15, 1997,⁴ and the subsequent Order on Reconsideration states that LECs must file revised intrastate tariffs also by January 15, 1997.⁵

In attempting to comply with the Commission's new mandates for the filing of revised intrastate tariffs,⁶ TDS Telcom's subsidiaries have found that 24 of the 28 states in which they

² The portion of paragraph 163 of the Order on Reconsideration for which TDS Telecom seeks a temporary waiver states that "all required tariffs, both intrastate and interstate, must be filed no later than January 15, 1997 and must be effective no later than April 15, 1997." Specifically, TDS Telecom seeks a temporary waiver of the intrastate filing requirement.

³ See Report and Order, CC Docket No. 96-128, FCC 96-388, released September 20, 1996, ¶ 183.

⁴ See id. ¶ 186.

⁵ See Petition for Reconsideration, CC Docket No. 96-128, FCC 96-439, released November 8, 1996, ¶ 163.

⁶ Because TDS Telecom's subsidiaries are members of the National Exchange Carrier Association ("NECA"), their interstate filing requirements have been completed by NECA.

operate have not yet completed proceedings to bring the state's relevant tariff filing procedures and methodologies in line with the new FCC requirements.⁷ For instance, Georgia, where four TDS Telecom subsidiaries operate, has not yet begun any proceedings to change state-specific CCL rate benchmarks or to implement a methodology for CCL rate reductions. In an attempt to inform certain states of its dilemma, TDS Telecom has written letters to the relevant state PUCs informing them of the FCC's deadlines and asking for guidance on several procedural and substantive rate filing questions. Because they have not yet received that guidance, TDS Telecom's subsidiaries are currently unable to file revised intrastate tariffs under which they can effectively accomplish the goals mandated by the FCC's new payphone rate structures.

TDS Telecom therefore requests that its subsidiaries be given until March 1, 1997, to file their revised intrastate tariffs. Employees of TDS Telecom have been in contact with officials at the relevant state PUCs and presently believe that this will be a sufficient amount of time in which to obtain the necessary guidance from those commissions. TDS Telecom has in fact written letters to the relevant state PUCs informing them of the FCC's deadlines and asking the PUCs guidance on certain procedural and substantive rate filing questions. TDS Telecom proposes that its employees remain in contact with those state officials in an effort to determine the ongoing likelihood that the necessary guidance will be forthcoming. In the event that prior to March 1, 1997, there appear to be states in which filing revised tariffs will still be

⁷ The four states in which TDS Telecom subsidiaries will file revised intrastate tariffs by the January 15, 1997, deadline are California, New York, Ohio, and Washington. The 24 states in which it will be unable to file revised tariffs by the deadline are North Carolina, Georgia, Alabama, Mississippi, Tennessee, South Carolina, Florida, Arizona, Arkansas, Colorado, Oregon, Missouri, Oklahoma, Idaho, Indiana, Kentucky, Maine, New Hampshire, Pennsylvania, Virginia, Vermont, Michigan, Minnesota, and Wisconsin.

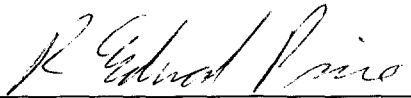
problematic, TDS Telecom proposes that it inform the FCC at that time.

If TDS Telecom companies file before state implementation actions have specified the procedures and requirements for their tariff revisions, needless expense will be incurred to the extent that refiling becomes necessary. Temporarily delaying the filing requirement will make compliance more efficient and avoid waste of local exchange carrier, state commission and, ultimately, ratepayer and taxpayer resources.

TDS Telecom currently believes that it will be able to comply fully with the Commission's April 15, 1997, deadline for its revised intrastate tariff rates to go into effect. It must nevertheless ask the Commission to grant it the time necessary to secure the guidance from the states that it requires to file the required tariff revisions.

Respectfully submitted,

TDS TELECOMMUNICATIONS
CORPORATION

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Its Attorneys

January 15, 1997

ATTACHMENT 1

TDS TELECOMMUNICATIONS CORPORATION SUBSIDIARIES

Central Region - Mid-Central Division

Arcadia Telephone Company
Camden Telephone Company
Chatham Telephone Company
Communications Corporation of Indiana
Communication Corporation of Michigan
Communications Corporation of Southern Indiana
Continental Telephone Company
Home Telephone Company, Inc.
The Home Telephone Company of Pittsboro, Inc.
Island Telephone Company
Little Miami Communications Corporation
Oakwood Telephone Company
Shiawassee Telephone Company
Tipton Telephone Company
The Vanlue Telephone Company
Wolverine Telephone Company

Central Region - Mid-West Division

Arvig Telephone Company
Badger Telecom, Inc.
Black Earth Telephone Company, Inc.
Bonduel Telephone Company
Bridge Water Telephone Company
Burlington, Brighton and Wheatland Telephone Company
Central State Telephone Company
Danube Telephone Company
EastCoast Telecom, Inc.
Grantland Telecom, Inc.
Mid-State Telephone Company
Midway Telephone Company
Mt. Vernon Telephone Company
Riverside Telecom, Inc.
Scandinavia Telephone Company
Stockbridge & Sherwood Telephone Company, Inc.
Tenney Telephone Company
UTELCO, Inc.
Waunakee Telephone Company, Inc.
Winsted Telephone Company

Central Region - Western Division

Arizona Telephone Company
Asotin Telephone Company

Cleveland County Telephone Company, Inc.
Decatur Telephone Company
Delta County Tele-Comm, Inc.
Happy Valley Telephone Company
Home Telephone Company
Hornitos Telephone Company
Lewis River Telephone Company
McDaniel Telephone Company
Mid-America Telephone, Inc.
New London Telephone Company
Oklahoma Communication Systems, Inc.
Orchard Farm Telephone Company
Potlatch Telephone Company
The Stoutland Telephone Company
Southwestern Telephone Company
Strasburg Telephone Company
Troy Telephone Company, Inc.
Winterhaven Telephone Company
Wyandotte Telephone Company

Northeast Region

Chichester Telephone Company, Inc.
Deposit Telephone Company, Inc.
Edwards Telephone Company, Inc.
Hampden Telephone Company
Hartland & St. Albans Telephone Company
The Island Telephone Company
Kearsarge Telephone Company
Ludlow Telephone Company
Mahanoy & Mahantango Telephone Company
Meriden Telephone Company, Inc.
Northfield Telephone Company
Oriskany Falls Telephone Corporation
Perkinsville Telephone Company, Inc.
Port Byron Telephone Company
Somerset Telephone Company
Sugar Valley Telephone Company
Vernon Telephone Company
Warren Telephone Company
West Penobscot Telephone & Telegraph Company

Southeast Region

Amelia Telephone Corporation
Barnardsville Telephone Company
Blue Ridge Telephone Company

Butler Telephone Company, Inc.
Camden Telephone & Telegraph Company
Calhoun City Telephone Company, Inc.
Concord Telephone Exchange, Inc.
Goshen Telephone Company
Grove Hill Telephone Corporation
Humphreys County Telephone Company
Leslie County Telephone Company
Lewisport Telephone Company
McClellanville Telephone Company, Inc.
Myrtle Telephone Company Inc.
Nelson-Ball Ground Telephone Holding, Inc.
New Castle Telephone Company
Norway Telephone Company
Oakman Telephone Company, Inc.
Peoples Telephone Company
Quincy Telephone Company
St. Stephen Telephone Company
Salem Telephone Company, Inc.
Saluda Mountain Telephone Company
Service Telephone Company, Inc.
Southeast Mississippi Telephone Company
Tellico Telephone Company, Inc.
Tennessee Telephone Company
Virginia Telephone Company
Williston Telephone Company